

RCRA REVISION CHECKLIST 166

Recycled Used Oil Management Standards; Technical Correction and Clarification

63 FR 24963-24969

May 6, 1998

as amended July 14, 1998, at 63 FR 37780-37782

(RCRA Cluster VIII, non-HSWA provisions)

Note: States should be aware that Revision Checklist 166 includes two final rules—one published on May 6, 1988 (63 FR 24963; StATS Rule Code 166) and the other on July 14, 1998 (63 FR 37780; StATS Rule Code 166.1). The 1998 CFR contains changes addressed by the May 6, 1998 final rule, but does not include changes addressed by the July 14, 1998 final rule. The July 14, 1998 technical correction removes three amendments made by the May 6, 1998 rule. Therefore, States that adopt the July 1, 1998 CFR by reference and are also adopting Revision Checklist 166 as part of RCRA Cluster VIII should include the July 14, 1998 final rule as published in the Federal Register in their adoption by reference. Otherwise, States that adopt only the July 1, 1998 CFR will have a partial adoption of Revision Checklist 166. Section XIII (Adoption of Specific CFR Parts), shows the specific citations which were amended by the July 14, 1998 final rule.

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:					
			EQUIV- ALENT	LESS STRI N- GENT	MORE STRI N- GENT	BROADE R IN SCOPE		
PART 261 - IDENTIFICATION AND LISTING OF HAZARDOUS WASTE								
SUBPART A - GENERAL								
† REQUIREMENTS FOR HAZARDOUS WASTE GENERATED BY CONDITIONALLY EXEMPT SMALL QUANTITY GENERATORS								
1 no change	261.5(j)							
† REQUIREMENTS FOR RECYCLABLE MATERIALS								
replace “266.40(e)” with “279.11”	261.6(a)(3)(iv)(A)							
replace “266.40(e)” with “279.11”	261.6(a)(3)(iv)(B)							
replace “266.40(e)” with “279.11”	261.6(a)(3)(iv)(C)							
PART 279 - STANDARDS FOR THE MANAGEMENT OF USED OIL								
SUBPART B - APPLICABILITY								
† APPLICABILITY								

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			STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRI N- GENT	MORE STRI N- GENT	BROADE R IN SCOPE
FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION				
1 replace "40 CFR part 279" with "this part"	279.10(i)					

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FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRI N- GENT	MORE STRI N- GENT	BROADE R IN SCOPE

† USED OIL STORAGE

insert “that is” between “environment” and “not”; insert “and” between “chapter” and “which”; replace “authorized used oil program for” with “recycled used oil management program in effect in”	279.22(d)					
no change	279.22(d)(1)					
no change	279.22(d)(2)					
no change	279.22(d)(3)					
remove “to prevent further releases”	279.22(d)(4)					

SUBPART E - STANDARDS FOR USED OIL TRANSPORTER AND TRANSFER FACILITIES

† USED OIL STORAGE AT TRANSFER FACILITIES

insert “that is” between “environment” and “not”; insert a comma after “part 280”; insert “of this chapter and” after “subpart F”; replace “authorized used oil program for” with “recycled used oil management program in effect in”	279.45(h)					
no change	279.45(h)(1)					
replace “release” with “released”	279.45(h)(2)					
no change	279.45(h)(3)					
no change	279.45(h)(4)					

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FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRI N- GENT	MORE STRI N- GENT	BROADE R IN SCOPE

SUBPART F - STANDARDS FOR USED OIL PROCESSORS AND RE-REFINERS

† **USED OIL MANAGEMENT**

insert “that is” between “environment” and “not”; insert “and” between “chapter” and “which”; replace “authorized used oil program for” with “recycled used oil management program in effect in”	279.54(g)					
no change	279.54(g)(1)					
no change	279.54(g)(2)					
replace “mange” with “manage”	279.54(g)(3)					
no change	279.54(g)(4)					

SUBPART G - STANDARDS FOR USED OIL BURNERS WHO BURN OFF-SPECIFICATION USED OIL FOR ENERGY RECOVERY

† **USED OIL STORAGE**

insert “that is” between “environment” and “not”; insert a comma after “part 280”; insert “of this chapter and” after “subpart F”; replace “authorized used oil program for” with “recycled used oil management program in effect in”	279.64(g)					
no change	279.64(g)(1)					
no change	279.64(g)(2)					
no change	279.64(g)(3)					

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FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRI N- GENT	MORE STRI N- GENT	BROADE R IN SCOPE
no change	279.64(g)(4)					

SUBPART H - STANDARDS FOR USED OIL FUEL MARKETERS

† TRACKING

1 no change	279.74(b)					
no change	279.74(b)(1)					
no change	279.74(b)(2)					
no change	279.74(b)(3)					
no change	279.74(b)(4)					

¹ The July 14, 1998 rule withdrew the revisions made by the May 6, 1998 rule at 40 CFR 261.5(j), 279.10(i), and 279.74(b) and made a correction at 40 CFR 279.10(i).